

THE STATE OF NEW HAMPSHIRE

DEPARTMENT OF EDUCATION

**Student/Keene School District  
IDPH-FY-13-05-038(B)**

ORDER CLOSING CASE (GRANTING JOINT MOTION FOR SUMMARY JUDGMENT)

This due process proceeding was initiated on May 22, 2013 by the parents relative to the IEP and placement. A prehearing conference was scheduled for June 12, 2013, and the hearing was scheduled for June 27 and July 1, 2013, with a decision date of July 24, 2013.

The District submitted an Assented-to Motion for Summary Judgment, together with an agreed-upon statement of facts, signed by all parties.

The facts as agreed upon by the parties are found by the hearing officer and incorporated herein.

Summary judgment is appropriate if the pleadings and other documents on file show that there is no genuine issue of material fact and that the moving party is entitled to judgment as a matter of law. (citations omitted).

Accordingly, the following is ordered, as requested by the parties:

- A. The Keene School District shall reimburse the Parents, [ ], for tuition at [ ] School in the amount of \$[], semi-annually, for the 2013-2014 school year.
- B. The Keene School District shall reimburse Parents for [ ]'s 2013 extended year program at [ ] in the amount of \$[].
- C. The Keene School District is allowed to make the above payments directly to the [ ] School. The [ ] School shall credit those payments toward the amount the Parents owe for the 2013 extended school year program and the 2013-2014 school year.

This resolves the issues for due process, and the case is now concluded.

So ordered.

Date: June 20, 2013

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Amy B. Davidson, Hearing Officer

